

MAY 21 2003

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Yip

Serial No.: 09/663,968

Customer No.: 24961

Confirmation No.: 4499

Filed: September 19, 2000

For: *METHOD AND DEVICE FOR
IDENTIFYING BIOLOGICAL
SAMPLES*

Art Unit: 1631

Examiner: Mahatan, C.

CERTIFICATE OF MAILING BY "EXPRESS MAIL"

"Express Mail" Mailing Label No.: EV 338077682 US

Date of Deposit: May 21, 2003

I hereby certify that this paper and the attached papers are being deposited with the United States Postal "Express Mail Post Office to Addressee" Service under 37 CFR § 1.10 on the date indicated above and addressed to

Mail Stop Non-Fee Amendment
Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

Michael Lough

RECEIVED

MAY 28 2003

TECH CENTER 1600/2900

TRANSMITTAL LETTER

Mail Stop Non-Fee Amendment
Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Transmitted herewith are an Amendment, responsive to the Office Action mailed February 26, 2003 (29 pages); marked-up claims showing changes made in accord with 37 CFR § 1.121 (4 pages); a Supplemental Information Disclosure Statement (sIDS) (3 pages), Form PTO-1449 (1 page), and copies of the cited references; supporting documents; a check for \$180 for the fee for submitting the sIDS; and a return postcard. Because this response is made within three months of receiving the Office Action, no fee is due. However, should it be determined that a fee for filing these papers is required, the Commissioner is authorized to charge Deposit Account No. 50-1213. If a Petition for extension of time is needed, this paper is to be considered such Petition.

- ☒ The Commissioner is hereby authorized to charge the deficiency in the above check and any fee that may be due in connection with this and the attached papers, or with this application during its entire pendency to or to credit any overpayment to Deposit Account No. 50-1213. A duplicate of this sheet is enclosed.

Respectfully submitted,
HELLER EHRMAN WHITE & MCAULIFFE LLP

By:

Stephanie L. Seidman
Registration No. 33, 779

Attorney Docket No. 24736-2049

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**SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT IN ACCORDANCE
WITH 37 C.F.R. §§ 1.97-1.98**

Mail Stop Non-Fee Amendment
Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Because this Supplemental Information Disclosure Statement is filed after receipt of a First Office Action on the merits for the above-captioned application, the filing fee of \$180 is enclosed. If no proper payment is enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal, or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 50-1213.

In accordance with the duty of disclosure imposed by 37 C.F.R. §1.56 to inform the Patent Office of all references known by Applicant or Applicant's representative that may be material to the examination of the subject application, Applicant's representative hereby provides this Supplemental Information Disclosure Statement that is prepared in accordance with 37 C.F.R. §§1.97-1.98. The Form PTO-1449 (1 page) and the cited references are provided herewith.

The documents listed on the Form PTO-1449 and supplied herewith are in

35 U.S.C. § 102(b) as amended effective via 35 U.S.C. § 102(b)(2) and 35 U.S.C. § 102(b)(3) items is necessary.

U.S.S.N. 09/663,968

Yip

Supplemental Information Disclosure Statement

Applicant also makes known to the Examiner the following U.S. and International applications, which are commonly owned and/or have one or more inventors in common with the instant application. Attention is directed to co-pending U.S. application Serial No. 09/285,481 and U.S. application serial No. 09/680,581.

<u>U.S.S.N.</u> <u>(App. No.)</u>	<u>Filing Date</u>	<u>Docket No.</u>
09/297,575	05/03/99	2001US
08/947,801	10/08/97	2001B
08/786,988	01/23/97	2001D
09/364,774	07/30/99	2001E
09/429,683	10/28/99	2001G
09/724,877	11/28/00	2002K
09/796,416	02/28/01	2002L
09/879,341	06/11/01	2002M
10/375,714	02/24/03	2002N
09/686,148	10/10/00	2004CUS
08/467,208	06/06/95	2011D
10/117,558	04/13/02	2013D
10/007,557	11/06/01	2016D
09/309,125	05/10/99	2021A
09/307,006	05/07/99	2021B
09/285,481	04/02/99	2022
09/680,581	10/05/00	2022B
09/678,620	10/02/00	2023B
09/687,483	10/13/00	2033
10/273,321	10/15/02	2033B
10/272,756	10/15/02	2033C
10/273,228	10/15/02	2033D
10/273,665	10/15/02	2033E
09/834,700	04/12/01	2035
10/037,356	10/24/01	2046
09/802,640	03/09/01	2048
09/839,629	04/20/01	2050
10/128,680	04/22/02	2050B
10/145,970	05/13/02	2054C
09/089,730	06/03/98	2055C
08/988,024	12/10/97	2057
10/202,189	07/22/02	2057D
09/541,210	04/03/00	2059B
09/139,386	08/25/98	2060
10/281,428	10/25/02	2061
10/281,476	10/25/02	2062
60/377,852	05/03/02	P2065
60/453,408	03/07/03	P2065B

U.S.S.N. 09/663,968

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Supplemental Information Disclosure Statement

<u>U.S.S.N.</u> <u>(App. No.)</u>	<u>Filing Date</u>	<u>Docket No.</u>
60/429,895	11/27/02	P2073
60/453,350	03/07/03	P2074

<u>Int'l App. no.</u>	<u>Filing Date</u>	<u>Docket No.</u>
PCT/US01/45123	10/24/01	2046PC
PCT/US02/06728	03/09/01	2048PC
PCT/US01/29290	09/18/01	2049PC
PCT/US02/12903	04/20/01	2050PC
PCT/US02/34447	10/25/02	2061PC
PCT/US02/34640	10/25/02	2062PC
PCT/US02/34490	10/25/02	2063PC

Although these documents are made known to the Patent and Trademark Office in compliance with Applicant's duty of disclosure, such disclosure is not to be construed as an admission by Applicant or Applicant's representative that any of the references, singly or in any combination thereof, is effective as prior art against the subject application. In accordance with 37 C.F.R. §1.97(h), the filing of this Supplemental Information Disclosure Statement shall not be construed to mean that a search has been made or that no other material information as defined in 37 C.F.R. §1.56(b) exists.

* * *

Applicant respectfully requests that the Examiner review the foregoing references and information and that they be made of record in the file history of the above-captioned application.

Respectfully submitted,
HELLER EHRMAN WHITE & MCAULIFFE LLP

By: Stephanie L. Seidman
Registration No. 33, 779

Attorney Docket No. 24736-2049

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